

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

LORY FABIAN,

Plaintiff,

vs.

THE ST. LOUIS RAMS PARTNERSHIP,

et al.,

Defendants.

)
)
)
)
)
)
)
)
)
)
)

Cause No.: 4:12-CV-01112

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

COME NOW Defendants (collectively the "Rams") by their undersigned counsel, and move this Court to enter summary judgment in their favor and against Plaintiff, and to dismiss Plaintiff's Complaint, with prejudice for the reasons stated in the concurrently filed Memorandum in Support of this motion.

Defendants also file concurrently with this motion a Statement of Uncontroverted Facts in Support of their Motion for Summary Judgment, along with supporting exhibits and affidavits.

WHEREFORE, Defendants pray for an Order of this Court entering Summary Judgment in their favor and against Plaintiff, dismissing Plaintiff's Complaint with prejudice, or in the alternative dismissing separate Counts of Plaintiff's Complaint with prejudice, and for such other and further relief as this Court may deem just and proper.

Respectfully submitted this 30th day of September, 2013.

SHER CORWIN WINTERS LLC

/s/ Bradley A. Winters

Bradley A. Winters #29867 MO

Douglas J. Winters #65284 MO

190 Carondelet Plaza, Suite 1100

St. Louis, Mo. 63105

314-721-5200

Fax: 314-721-5201

bwinters@scwstl.com

dwinters@scwstl.com

Attorneys for Defendants St. Louis Rams
Partnership, The Rams Football Company,
Inc., ITB Football Company, LLC and The
St. Louis Rams LLC

CERTIFICATE OF SERVICE

I hereby certify that on September 30, 2013, the above and foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system or by hand and mailing upon the following:

Edward C. Kruse #35595

KRUSE, REINKER & HAMILTON LLC

2016 S. Big Bend

St. Louis, Missouri 63117

(314) 333-4140

(314) 558-3102 (fax)

ATTORNEYS FOR PLAINTIFF

/s/ Bradley A. Winters